

June 12, 2006  
Seven o'clock P.M.  
North Little Rock City Hall Council Chambers  
300 Main Street  
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council was called to order at 7:00 p.m. by the honorable Acting Mayor CHARLIE HIGHT. The roll having been called, and the following Aldermen answered to their names: NEIL BRYANT, LINDA ROBINSON, OLEN THOMAS, GARY BERRY, JOHN PARKER, CHARLIE HIGHT and MURRY WITCHER, a quorum was declared (7/0). Mayor PATRICK HENRY HAYS and Alderman MARTIN GIPSON were absent. City Clerk Diane Whitbey and Assistant City Attorney Amy Fields were also present.

The invocation was given by Alderman Witcher, followed by the pledge of allegiance to the flag which was led by Alderman Bryant.

On the motion of Alderman Witcher and seconded by Alderman Berry, and by consent of all members present, the minutes of a regular council meeting which included a special call meeting held on Monday, May 22, 2006, were approved, accepted and filed as prepared by the City Clerk (7/0).

On the blanket motion of Alderman Witcher and seconded by Alderman Berry, and by consent of all members present, communications # 1, 2, 3, and 5, 6, 7 and 8 were accepted and filed (7/0).

1. Sharon Tedford, Mayor's Office memorandum re: application for replacement retail beer off premises permit for Exxon Mart, Inc. f/k/a Camp Robinson Exxon, 3800 Camp Robinson Road by Mohammed A. Yafai.
2. Sharon Tedford, Mayor's Office memorandum re: application for replacement retail beer off premises permit for In & Out Food Mart f/k/a B. K. Food Mart, 2500 Old Jacksonville Highway by Sohrang Chang.
3. Sharon Tedford, Mayor's Office memorandum re: application for replacement retail beer off premises permit for Quick Stop, Inc. f/k/a Fast Mart, 4700 Camp Robinson Road by Mohammed A. Yafai.
5. Nancy Coors, email to Mayor Hays and City Clerk re: Scenic Hill barricade and opposing closing the street.
6. Tim Marvin, Traffic Services Director memorandum to Mayor Hays re: 2006 Speed Hump Study Report.
7. Governor Mike Huckabee letter to Robert Voyles, Planning Director re: grant in the amount of \$7,250.00 USF06-15 (Arkansas Forestry Commission)
8. Mayor Hays letter to City Council re: Parkway Baptist Church utilization of old East Washington Substation re: questions concerning safety and security. Lights installed, asking council to support fencing around perimeter of property.

On the motion of Alderman Berry and seconded by Alderman Witcher, and by consent of all members present, communication #4 was read, accepted and filed (7/0).

4. Mayor Hays letter to Ms. Whitbey and City Council members, re: out of country attending

International Sister Cities Program meeting in Italy. Alderman Charlie Hight to preside over City Council meeting.

On the motion of Alderman Berry and seconded by Alderwoman Robinson, and by consent of all members present, communication #9 was read, accepted and filed (7/0).

9. James Ard, letter to Robert S. Moore, Jr. Alcohol Beverage and Control Board re: Busch/Pepsi Softball Classic, opposition to granting beer permit for tournament and consider safety plan and underage drinking.

On the motion of Alderman Bryant and seconded by Alderman Witcher and by consent of all members present, communication #10 was read, accepted and filed (7/0).

10. Bob Rhoads, Parks and Recreation Director letter to Mayor Hays and City Council re: Parks and Recreation Commission Public Hearing concerning three concepts for a master plan, June 19, 2006, at 5:15 p.m.

Acting Mayor Hight introduced his wife Becky who was present.

### **UNFINISHED BUSINESS**

R-06-77

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1324 DIVISION IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was called and held for the sponsor, Mayor Hays at the request of Code Enforcement Director Tom Wadley (owner: G P Family Trust).

R-06-78

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 118 EAST 19<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was called and held for the sponsor, Mayor Hays at the request of Mr. Wadley (owner: Daryl Talley).

O-06-46

AN ORDINANCE ESTABLISHING NEW ELECTRIC RATES FOR CUSTOMERS OF THE NORTH LITTLE ROCK ELECTRIC DEPARTMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held for the sponsor, Mayor Hays.

O-06-49

AN ORDINANCE PROHIBITING ACCESS TO RESIDENTIAL PROPERTY ACROSS CURBS AND SIDEWALKS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time May 8, 2006, was read a second time on May 22, 2006, and a public hearing was held on that date, was called and held due to the absence of the sponsor, Alderman Gipson.

O-06-57

AN ORDINANCE AUTHORIZING A BARRIER TO BE INSTALLED ON WEST SCENIC DRIVE, APPROXIMATELY 180 FEET WEST OF PARKVIEW DRIVE; NOTING CHANGE ON MASTER STREET PLAN; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on May 22, 2006, and a public hearing was held on that date, was read a second time and held at the request of the sponsor, Alderman Parker. Alderman Parker received correspondence regarding the proposal and advised residents in the area have reorganized and revitalized the Scenic Hill Crime Watch Group and are involved with the proposal. The Planning Department has been asked to review the area and see if an additional street is needed to help alleviate the traffic issue. The problem with litter in the area needs to be stopped, not just cleaned up.

#### **NEW BUSINESS**

R-06-84 (RESOLUTION NO. 6960 - MAYOR HAYS)

A RESOLUTION ACCEPTING THE DESIGN RECOMMENDATIONS OF GORMAN DESIGN FOR THE DOWNTOWN DEVELOPMENT OF THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the resolution was adopted (7/0).

R-06-85 (RESOLUTION NO. 6961 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF SHERWOOD AND PULASKI COUNTY FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT NORTH HILLS BOULEVARD AND SEMINOLE TRAIL; APPROPRIATING FUNDS (\$29,860.67 - Street Department); AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (7/0).

R-06-86 (RESOLUTION NO. 6962 - MAYOR HAYS)

A RESOLUTION CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BRENT AND SAM'S COOKIES TO PARTICIPATE IN THE TAX BACK PROGRAM AS AUTHORIZED BY ARK.CODE ANN. § 15-4-2706(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (7/0).

R-06-87 (RESOLUTION NO. 6963 - MAYOR HAYS)

A RESOLUTION CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF ALLIANCE PARTS WAREHOUSE TO PARTICIPATE IN THE TAX BACK PROGRAM AS AUTHORIZED BY ARK. CODE ANN. § 15-4-2706(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (7/0).

R-06-88

A RESOLUTION APPROPRIATING \$20,000.00 FROM THE GENERAL FUND FOR THE CODE ENFORCEMENT DEPARTMENT DEMOLITION AND DEBRIS REMOVAL PROGRAM; AND FOR OTHER PURPOSES,

was called and held due to the absence of the sponsor. Alderman Bryant asked if the item needed to be passed this date. Mr. Wadley said previous funds had been depleted and these funds were needed for existing applications. On the motion of Alderman Beery and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (7/0). Alderman Witcher raised a point of order since the sponsor was not present. Mr. Joe Smith, Purchasing Director advised waiting two weeks would not effect the program. On the motion of Alderman Berry and seconded by Alderman Bryant, and by consent of all members present, the previous vote was expunged and the item was held (7/0).

O-06-59

AN ORDINANCE AMENDING SECTIONS OF CHAPTER 74 OF THE NORTH LITTLE ROCK MUNICIPAL CODE (NLRMC) RELATING TO SOLICITATIONS ON OR NEAR PUBLIC STREETS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read one time and held at the request of the sponsor, Alderman Hight who advised he received a lot of complaints in Ward 4 regarding people soliciting cash for "Needy Children". The solicitors have impeded the flow of traffic by stepping into the street. A public hearing will be held Monday, June 26, 2006, at 7:05 p.m. Council members were asked to have amendments ready at that time. This proposal would not ban solicitation, but would regulate it. Aldermen Bryant, Berry, Parker and Witcher were added as sponsors.

O-06-60

AN ORDINANCE ACCEPTING THE ANNEXATION OF LANDS COMMONLY DESCRIBED AS LANDS TO BE TITLED THE "VOEGELE LAKE ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE VOEGELE LAKE ANNEXATION A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read one time and held for the sponsor, Mayor Hays. Assistant City Attorney Fields advised a public hearing would not be necessary.

**PUBLIC COMMENTS-----**

Alderwoman Robinson asked who was responsible for removing branches, vines and such from fences. Alderman Thomas said the lot across from Alltel Arena needs to be cut. Mr. Bobby Taylor advised the Morgan Portable building in Rose City had been removed. Mr. Joe Reynolds asked the Ridge Road Apartments. Mr. Voyles is aware of the issue on the project. He also asked about enforcement of codes outside the city limits just past the Arnold Fireworks stand. Mr. James Langford is a resident of West Scenic Apartments and an Assistant Pastor at his church. He suggested the barricade was showing favoritism and racially motivated and suggested working together to solve the issue. Mr. (name inaudible) Eastside Church of Christ has property in North Little Rock and concerns regarding the area of East 15<sup>th</sup> Street to 17<sup>th</sup> Street to 13<sup>th</sup> Street. Mr. Voyles said a proposal had been removed from the Planning Commission agenda regarding the area north of 15<sup>th</sup> Street to 20<sup>th</sup>. The property is zoned C-3 for commercial use. Mr. Bruce (inaudible) Vice President of the Scenic Hill Crime Watch

Association had concerns regarding the safety of children in the area. Ms. Connie Phillips and her husband live in the East Scenic Hill area and own three properties there. She suggested people get involved and help Alderman Parker clean up the area. An alternative to the proposed gate could be stop signs. However, signs in the area are being ignored. She witnessed a school bus stopped with the stop sign extended and vehicles still passing it. Alderman Berry reminded everyone of the Cruising for Critters Fund Raiser for North Little Rock Friends of Animals, Saturday, June 17, 2006, at Burns Park.

There being no further business to come before the Council, and on the motion of Alderwoman Robinson and seconded by Alderman Bryant, and by consent of all members present, the meeting adjourned at 7:50 p.m. (7/0), until the next regular meeting to be held on Monday, June 26, 2006, at seven o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: MAYOR PATRICK HENRY HAYS

ATTEST: DIANE WHITBEY, CITY CLERK